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November 14, 1995

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VIA FEDERAL EXPRESS

Mr. Joseph Cosentino, OSC
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Emergency and Remedial Response Division
U.S. Environmental Protection Agency
2890 Woodbridge Avenue
Edison, New Jersey 08837

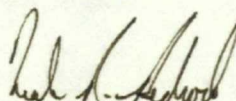
Re: Bayonne Barrel & Drum Superfund Site

Dear Mr. Cosentino:

On behalf of Kingsland Drum & Barrel Company, Inc. ("Kingsland"), this letter and attached documents responds to the request for information, dated September 28, 1995, directed to Kingsland by Ms. Kathleen C. Callahan. This response was originally due on October 30, 1995. However, pursuant to a telephone conversation between this office and Ms. Donna Murphy of your staff, the due date for the filing of this response was extended to November 15, 1995.

Should you have any questions, please do not hesitate to contact me.

Very truly yours,


Neale R. Bedrock

NRB:her

cc: Marc Seidenberg, Esq.



**KINGSLAND DRUM & BARREL COMPANY, INC.'S RESPONSES TO THE
USEPA'S CERCLA §104(e) REQUEST DATED SEPTEMBER 28, 1995**

GENERAL OBJECTIONS AND COMMENTS

1. Kingsland Drum & Barrel Company, Inc. ("Kingsland" or the "Company") objects to the information request to the extent it is overly broad, or seeks ancient or otherwise irrelevant information, the production of which is unduly burdensome and the value of which is minimal given the United States Environmental Protection Agency's (the "Agency" or "USEPA") authority under CERCLA §104(e)(1) to obtain information only "for the purposes of determining the need for response, or choosing or taking any response action under this subchapter or otherwise enforcing the provisions of the subchapter".

2. Kingsland objects to the information request to the extent it requires production of information or documents that contain attorney work product or that are covered by the attorney-client privilege.

3. Kingsland ceased operations at its site on Miller Street in Newark in 1992. Subsequent to this cessation, all facility documents were either lost or destroyed. Finally, in 1994 Kingsland filed for protection pursuant to Chapter 11 of the Bankruptcy laws of the United States.

KINGSLAND'S RESPONSES

1. General Information About the Company

a. State the correct legal name of the Company.

Kingsland Drum & Barrel Company, Inc.

b. Identify the legal status of the Company (corporation, partnership, sole proprietorship, specify if other) and the state in which the company was organized.

The Company is a Corporation organized pursuant to the laws of the State of New Jersey.

- c. State the name(s) and address(es) of the President and the Chairperson of the Board of the Company.

***Irving Klein, President
616 South Orange Avenue
Maplewood, New Jersey 07040
(201) 763-3005***

The Company has no Chairperson of the Board

- d. If the Company has subsidiaries or affiliates, or is a subsidiary of another organization, identify these related companies and state the name(s) and address(es) of the President(s) and the Chairperson(s) of the Board of those organizations. Provide such information for any further parent/subsidiary relationships.

The Company has the following subsidiaries:

- 1. Bessemer Processing Company, Inc.***
- 2. Earl Enterprises, Inc.***
- 3. Kingsland Industries, Inc.***
- 4. Legion Trading Company, Inc.***

Irving Klein is the President for each of these subsidiaries. None of them have Chairpersons of the Board.

- e. If the Company is a successor to, or has been succeeded by, another company, identify such other company and provide the same information requested above for the predecessor or successor company.

The Company is neither a successor to, nor has been succeeded by, another company.

- f. If the Company transacted business with Bayonne Barrel & Drum in the name of an entity not disclosed above, give the name of such entity and state its relationship to the Company.

Based on the review of available records, and after diligent inquiry, the Company has determined that it never did business with Bayonne Barrel & Drum in any name other than Kingsland Drum & Barrel.

2. Company's Relationship to Bayonne Barrel & Drum

- a. State whether the Company or any Company facility transacted any business with Bayonne Barrel & Drum for the disposal, treatment, or storage of any barrels, drums, or other containers (hereinafter collectively referred to as "Containers").

- i. If so, describe the relationship (nature of services rendered or products sold to the Company) between the Company and Bayonne Barrel & Drum.

The Company purchased reconditioned drums from Bayonne Barrel & Drum, and then sold these drums to third parties. In addition, the Company also sold empty used drums to Bayonne Barrel & Drum for reconditioning.

- ii. Provide copies of any contracts or agreements between the Company and Bayonne Barrel & Drum;

After diligent inquiry the Company has been unable to locate any documents that are responsive to this request.

- iii. For each such facility, state the nature of the operations conducted at the facility, including the time period in which the facility operated; and

The Company operated a drum and barrel processing plant from approximately 1938 to 1992 that was located at 308 Miller Street in the City of Newark, County of Essex. Historically, operations conducted at this site included the manufacturing of drums and barrels, as well as the cleaning of used drums for reuse by third parties.

- iv. For each such facility, state, its name, address, and current RCRA Identification Number.

*Kingsland Barrel & Drum
308 Miller Street
Newark, NJ 07114*

The facility ceased operations in 1992 and has no "current" RCRA identification number.

- b. In addition, if the Company transacted business with Bayonne Barrel & Drum, provide the following information for each transaction:

- i. If so, describe the relationship (nature of services rendered or products sold to the Company) between the Company and Bayonne Barrel & Drum.

The Company purchased reconditioned drums from Bayonne Barrel & Drum, and then sold these drums to third parties. In addition, the Company also sold empty used drums to Bayonne Barrel & Drum for reconditioning.

- ii. Identify the specific dates of each transaction. Where an exact date cannot be provided for a transaction, provide an approximation by month and year;

The Company objects to this request on the grounds that it is overly broad and unduly burdensome. Without waiving this objection, the Company states that, based upon available information, and after diligent inquiry, the Company is unable to provide specific dates of each transaction. The Company began dealing with Bayonne Barrel & Drum in the 1960's. Its relationship ended in the mid-1980's.

- iii. Generically describe each Container that was the subject of each such transaction (example: closed-head steel drums, etc.);

The Company objects to this request on the grounds that it is overly broad and unduly burdensome. Without waiving this objection, the Company states that, based upon available knowledge and after diligent inquiry, it purchased from, and sold to, Bayonne Barrel & Drum open-head steel drums.

- iv. Identify the intended purpose of each such transaction;

The Company objects to this request on the grounds that it is overly broad and unduly burdensome. The Company ceased operations in 1992 and its records were subsequently destroyed. It is, therefore, unable to identify the purpose of each transaction with Bayonne Barrel & Drum. In general there were two types of transactions between the Company and Bayonne Barrel & Drum. The Company either bought reconditioned drums or sold empty used drums for reconditioning.

- v. State whether each Container that was the subject of the transaction contained any substance at the time of the transaction. As to each Container that contained any substance:
- (1) Identify each such substance, including its chemical content, physical state, quantity by volume and weight, and other characteristics; and
 - (2) Provide all written analyses that may have been made for each such substance or which may be in the custody or control of the Company and all material safety data sheets, if any, relating to each such substance;

The Company objects to this request on the grounds that it is overly broad and unduly burdensome. Without waiving this objection, the Company states that the drums it delivered to Bayonne Barrel & Drum for reconditioning were empty.

- vi. If you contend that any such Container did not contain any substance at the time of the transaction;
- (1) State whether such Container had previously been used by the Company to contain any substance, and if so:
 - (a) Identify all substances previously contained within such Container, including its chemical content, physical state, and other characteristics; and
 - (b) Provide as to such substance, all written analyses that may have been made for each such substance or which may be in the custody or control of the Company and all material safety data sheets, if any, relating to each such substance;

The Company objects to this request on the grounds that it is overly broad and unduly burdensome. Without waiving this objection, the Company states that the drums delivered to Bayonne Barrel & Drum came from third parties and were not "used" by the Company.

- vii. Describe in detail any treatment of any Container that may have been performed by or on behalf of the Company prior to the time that the container was transferred from the Company, including any process or procedure by which the Container was emptied or cleaned;

The Company objects to this request on the grounds that it is overly broad and unduly burdensome and that the term "treat" is undefined, vague and ambiguous. Without waiving this objection, the Company states that it transported empty used drums from third parties for delivery to Bayonne Barrel & Drum. Since the drums were empty, the Company did not "treat" the drums prior to delivery to Bayonne Barrel & Drum.

- viii. Provide copies of all documents relating in any way to each transaction, including copies of delivery receipts, invoices, or payment devices;

The Company ceased operations in 1992 and its records were subsequently destroyed.

- ix. Identify all persons who might have knowledge of the transaction or who had any responsibility regarding the transaction; and

The Company objects to this request on the grounds that it requires the identification of virtually all present and past employees of the Company. Without waiving this objection, the Company identifies the following individuals who have the most relevant knowledge;

<i>Mr. Frank Langella, President</i>	<i>Mr. Andrew Langella</i>
<i>Bayonne Barrel & Drum Company</i>	<i>Bayonne Barrel & Drum Company</i>
<i>150-154 Raymond Boulevard</i>	<i>150-154 Raymond Boulevard</i>
<i>Newark, NJ</i>	<i>Newark, NJ</i>

<i>Mr. Ray Farrina, Controller</i>	<i>Mr. Irving Klein, President</i>
<i>Bayonne Barrel & Drum Company</i>	<i>Kingsland Drum & Barrel Company</i>
<i>150-154 Raymond Boulevard</i>	<i>616 S. Orange Avenue</i>
<i>Newark, NJ</i>	<i>Maplewood, NJ 07040</i>

- x. If you sent any Container by means of any third party transporter, identify each such transporter, including the name and address of such transporter, and identify in which of the transactions such transporter acted.

The Company did not use third parties to transport drums to the Bayonne Barrel & Drum Site.

3. Identify any other person (e.g., individual, company, partnership, etc.) having knowledge of facts relating to the questions which are the subject of this inquiry. For each such person that you identify, provide the name, address, and telephone number of that person, and the basis of your belief that he or she has such knowledge. For past and present employees, include their job title and a description of their responsibilities.

The Company objects to this request on the grounds that it is overly broad, unduly burdensome and that it requires the identification of parties not known to the Company. Without waiving this objection, the Company identifies the following individuals as having relevant knowledge:

<i>Mr. Frank Langella, President</i>	<i>Mr. Andrew Langella</i>
<i>Bayonne Barrel & Drum Company</i>	<i>Bayonne Barrel & Drum Company</i>
<i>150-154 Raymond Boulevard</i>	<i>150-154 Raymond Boulevard</i>
<i>Newark, NJ</i>	<i>Newark, NJ</i>

<i>Mr. Ray Farrina, Controller</i>	<i>Mr. Irving Klein, President</i>
<i>Bayonne Barrel & Drum Company</i>	<i>Kingsland Drum & Barrel Company</i>
<i>150-154 Raymond Boulevard</i>	<i>616 S. Orange Avenue</i>
<i>Newark, NJ</i>	<i>Maplewood, NJ 07040</i>

4. Identify each person consulted in responding to these questions and correlate each person to the question on which he or she was consulted.

Attorneys at Lowenstein, Sandler, including Norman W. Spindel, Neale R. Bedrock and Courtney Schael, (65 Livingston Avenue, Roseland, New Jersey 07068), assisted in the preparation of these responses. In addition, Mr. Irving Klein provided information for these responses.

5. Provide a list of all insurance policies and indemnification agreements held or entered into by you that may indemnify you against any liability that you may be found to have under CERCLA. Specify the insurer, type of policy, effective dates, and state per occurrence policy limits for each policy. Copies of policies may be provided in lieu of a narrative response. In response to this request, please provide not only those policies and agreements that are currently in effect, but also those in effect since your company began sending Containers to the Site.

The Company ceased operations in 1992 and its records were subsequently destroyed.

6. State whether there exists any agreement or contract (other than an insurance policy) which may indemnify the Company, present or past directors, officers or owners of shares in the Company, for any liability that may result under CERCLA. Provide a copy of any such agreement or contract. Identify any agreement or contract that you are unable to locate or obtain.

The Company ceased operations in 1992 and its records were subsequently destroyed.

7. Supply any additional information or documents that may be relevant or useful to identify other sources who disposed of or transported Containers to the Site.

The Company is not aware of any additional information relevant to the identification of other sources.

CERTIFICATION OF ANSWERS TO REQUEST FOR INFORMATION

State of New Jersey

County of Essex

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document (response to EPA Request for Information) and all documents submitted herewith, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate, and complete, and that all documents submitted herewith are complete and authentic unless otherwise indicated. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

Irving Klein

NAME (print or type)

President

TITLE (print or type)

Irving Klein

SIGNATURE

Sworn to me before this 14th day
of November, 1995

Melissa F. Hebron

Notary Public

MELISSA F. HEBRON
A Notary Public of New Jersey
My Commission Expires 9/26/99